

PATENT Customer No. 22,852 Attorney Docket No. 08442.0002-04000

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

| In re Application of: |) |
|-----------------------------|------------------------------|
| Joseph C. Cauthen |) Group Art Unit: 3738 |
| Application No.: 10/085,040 |) Examiner: U. Chattopadhyay |
| Filed: March 1, 2002 |) |
| For: INTERVERTEBRAL DISC |) Conf. No.: 8078 |

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Sir:

PETITION FOR EXTENSION OF TIME

Applicant hereby petitions for a two-month extension of time to reply to the Final Office Action of June 29, 2004. A fee of \$215.00 is enclosed.

Please grant any extensions of time required to enter this response and charge any additional required fees to our deposit account 06-0916.

11/19/2004 YPOLITE1 00000037 10085040

Respectfully submitted,

02 FC:2252

215.00 OP

FINNEGAN, HENDERSON, FARABOW, GARRETT & DUNNER, L.L.P.

Dated: November 18, 2004

Tram Anh T. Nguyen

Reg. No. 47,257